

February 20, 2009

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Hon. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Ex Parte via ECFS

Re: CC Docket No. 96-128, Petition of the Florida Public Telecommunications Association, Inc. for a Declaratory Ruling and For an Order of Preemption and related cases ("NST refund case"); Notice of *Ex Parte* Communication

Dear Secretary Dortch:

Pursuant to Section 1.1206(b)(2) of the Commission's Rules, this letter summarizes a permitted oral ex parte presentation in the above-referenced proceeding.

On February 19, 2009, Bruce Renard, Executive Director of the Florida Public Telecommunications Association, Inc. (FPTA) and the undersigned, on behalf of FPTA, met with Jennifer McKee of the Office of Acting Chairman Copps to discuss the legal issues related to resolving the petition of FPTA on behalf of Florida independent payphone service providers ("PSPs") pending in the above-referenced docket. The specific topics discussed are summarized on the attached two-page handout, which was distributed at the meeting.

Please do not hesitate to contact me should there be any questions regarding the foregoing submission.

Sincerely,

/s/

Jonathan RUBIN
for PATTON BOGGS LLP
Counsel for Florida Public Telecommunications Association, Inc.